

CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: **City Manager**

AGENDA DATE: **August 16, 2005**

CONTACT PERSON/PHONE: **Joyce Wilson/541-4109**

DISTRICT(S) AFFECTED: **N/A**

SUBJECT:

Approve an ordinance amending section 19.04.190, designating a chief enforcement officer for the enforcement of Title 19.

BACKGROUND / DISCUSSION:

The present ordinance provides that the Mayor has the authority to make the designation. This is being changed to the City Manager.

PRIOR COUNCIL ACTION:

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

*******REQUIRED AUTHORIZATION*******

LEGAL: (if required)_____ **FINANCE:** (if required)_____

DEPARTMENT HEAD: _____

(Example: if RCA is initiated by Purchasing, client department
should sign also)

Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

AN ORDINANCE AMENDING TITLE 19 (SUBDIVISIONS), CHAPTER 19.04 (GENERAL PROVISIONS), SECTION. 19.04.190 A 1 (ENFORCEMENT, VIOLATIONS AND PENALTIES) TO PROVIDE THAT THE CITY MANAGER SHALL MAKE THE DESIGNATION OF THE CHIEF ENFORCEMENT OFFICIAL FOR THE ENFORCEMENT OF TITLE 19; THE PENALTY BEING AS PROVIDED IN SECTION 19.04.190 OF THE EL PASO CITY CODE.

WHEREAS, Section 19.04.190 A 1 of the City Code provides that the Mayor shall make the designation of a chief enforcement officer or department to have the primary responsibility for the enforcement of Title 19; and

WHEREAS, in February 2004, the citizens of El Paso voted to amend the City Charter to change from a Strong Mayor form of government to a Council-Manager form of government; and

WHEREAS, this change vests the City's administrative authority in the City Manager.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Section 1. That Section 19.04.190 A 1 (Enforcement, violations and penalties) of the El Paso City Code be amended as follows:

Section 19.04.190 A. General.

1. The city manager shall designate a chief enforcement officer or department which shall have the primary responsibility to enforce these requirements and to bring to the attention of the city attorney, and any other appropriate authority, any violations or lack of compliance with these regulations. Any department, agency, employee or enforcement officer of the city having information regarding an alleged violation to this title, shall report that information to the chief enforcement officer or department designated by the city manager to assist in the enforcement of these requirements.

Section 2. Except as herein addressed, Title 19, Section 19.04.190 the El Paso City Code shall remain in full force and effect.

ADOPTED THIS 30th day of August 2005.

CITY OF EL PASO

John F. Cook, Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Elaine S. Hengen
Assistant City Attorney

Patricia D. Adauto
Deputy City Manager